

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2011-091591

07/05/2016

HONORABLE LAURA M. RECKART

CLERK OF THE COURT

C. Clark

Deputy

IN RE THE MATTER OF  
BRITTANY LEANN ALGER

BRITTANY LEANN ALGER  
1600 N SABA ST UNIT 187  
CHANDLER AZ 85225

AND

JEFFREY C ABALOS

JEFFREY C ABALOS  
1934 E SHEENA DR  
PHOENIX AZ 85022

CONCILIATION SERVICES-SE

**ORDER ENTERED BY COURT**

The Court has received and reviewed Respondent's *Motion for Alternative Service* filed June 17, 2016.

**IT IS ORDERED** granting Respondent's request. Respondent must serve Petitioner by the following means:

1. Satisfying the publication requirements under Arizona Rules of Family Court Procedure, Rule 41 or Rule 42.
  - a. Rule 41 (if the last known residence of the person to be served is within the State of Arizona) - Such service shall be made by publication of the summons, and of a statement as to the manner in which a copy of the pleading being served may be obtained, at least once a week for four successive weeks (1) in a newspaper published in Maricopa County; such as the Record Reporter, and (2) in a newspaper published in the county of the last known residence of the person to be served, if different from Maricopa County. If no newspaper is published in any such county, then the required publications shall be made in a newspaper published in an adjoining county. The

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service shall be complete thirty days after the first publication. When the residence of the person to be served is known, the party or officer making service shall also, on or before the date of the first publication, mail the summons and a copy of the pleading and other documents being served, postage prepaid, to that person at that person's place of residence. Service by publication and the return thereof may be made by the party procuring service or that party's attorney in the same manner as though made by an officer. The party or officer making service shall file an affidavit showing the manner and dates of the publication and mailing, and the circumstances warranting the utilization of the procedure authorized by this subpart, which shall be *prima facie* evidence of compliance herewith. A printed copy of the publication shall accompany the affidavit. If the residence of the party being served is unknown, and for that reason no mailing was made, the affidavit shall so state.

- b. Rule 42 (if the last known residence address of the person to be served is outside the State of Arizona) - Such service shall be made by publication of the summons and of a statement as to the manner in which a copy of the pleading and other documents being served may be obtained at least once per week for four successive weeks in a newspaper published in Maricopa County. The service shall be complete thirty days after the first publication. When the residence of the person to be served is known, the party or officer making service shall also, on or before the date of the first publication, mail the summons, a copy of the pleading and other documents being served, postage prepaid, directed to that person at that person's place of residence. Service by publication and the return thereof may be made by the party procuring service or that party's attorney in the same manner as though made by an officer. The party or officer making service shall file an affidavit showing the manner and dates of publication and mailing and the circumstances warranting utilization of the procedure authorized by this subpart, which shall be *prima facie* evidence of compliance herewith. A printed copy of the publication shall accompany the affidavit. If the residence of the person to be served is unknown, and for that reason no mailing was made, the affidavit shall so state.

**IT IS FURTHER ORDERED** that the party seeking service shall file with the Court an Affidavit of Service (showing service by all of the forgoing methods), after the party seeking service has completed service by all of the forgoing methods.

**LET THE RECORD REFLECT** that in order to satisfy the time requirements, a new Mediation date must be requested through Conciliation Services.